

STATE OF WISCONSIN
Assembly Journal
Eighty-Ninth Regular Session

MONDAY, January 8, 1990

The chief clerk makes the following entries under the above date:

AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Bill 626** offered by Representative Musser.

Assembly amendment 1 to **Assembly Bill 705** offered by Representative C. Potter.

ADMINISTRATIVE RULES

Read and referred:

Assembly Clearinghouse Rule 88-23

Relating to private attorneys and indigency determinations.

Submitted by State Public Defender Board.

To committee on Judiciary.

Referred on January 8, 1990.

Assembly Clearinghouse Rule 89-119

Relating to pesticide use and control.

Submitted by Department of Agriculture, Trade and Consumer Protection.

To committee on Natural Resources.

Referred on January 8, 1990.

Assembly Clearinghouse Rule 89-152

Relating to divestment for the purpose of becoming eligible for medical assistance.

Submitted by Department of Health and Social Services.

To committee on Children and Human Services.

Referred on January 8, 1990.

Assembly Clearinghouse Rule 89-157

Relating to assignment of cases.

Submitted by State Public Defender.

To committee on Judiciary.

Referred on January 8, 1990.

Assembly Clearinghouse Rule 89-158

Relating to private bar rate reduction.

Submitted by State Public Defender.

To committee on Judiciary.

Referred on January 8, 1990.

**INTRODUCTION AND REFERENCE
OF PROPOSALS**

Read first time and referred:

Assembly Bill 763

Relating to cranberry growers' rights to maintain dams, drains or ditches.

By Representatives Black, Bell, R. Potter, Moore, Urban, Young, Seery and Fortis, cosponsored by Senators Chvala, Burke and Lasee.

To committee on Natural Resources.

Assembly Bill 764

Relating to various changes in the regulation of the real estate profession by the department of regulation and licensing and the real estate board, creating a council on real estate curriculum and examinations and a division of business regulation and licensing and providing a penalty.

By Representatives Rohan, Fergus, Fortis, Foti, Gruszynski, Stower, Huelsman, Schneiders, Johnsrud, Ott, Lahn, Van Gorden, Schmidt, Holperin, Lorge, Barca, Rosenzweig and R. Potter, cosponsored by Senators Helbach, Plewa, Rude, Kreul, Lekan, Van Sistine and Burke.

To committee on Housing, Securities and Corporate Policy.

Assembly Bill 765

Relating to appearances before or negotiations with state agencies by former state public officials, requests for increased appropriations to state agencies, composition of the ethics board, administration of the lobbying regulation law, prohibited lobbying practices and lobbying disclosure; prohibiting certain university of Wisconsin system officials from serving on boards of directors of certain types of business associations, establishing an institute on ethics in government at the university of Wisconsin-Madison; creating a merit system protection board, protecting disclosures by state employes, creating a committee to study the state civil service system, placing certain state positions in the classified civil service, changing the method of removal of state officers; and rewards and protection from retaliatory actions for private persons who report improper activities in state government and making appropriations.

By Representatives Loftus, Medinger, Carpenter, Van Dreef, Roberts, Gronemus, Moore, Stower, Robson, Zweck, Black, Notestein and Fortis, cosponsored by Senators Adelman, Czarnecki and Burke.

To committee on State Affairs.

Assembly Bill 766

Relating to insurance coverage of HIV infection and related conditions and granting rule-making authority.

By Representatives Carpenter, M. Coggs, Hauke, Prosser, Fortis, Moore, Tregoning, Bock, Van Gorden, Bell, Boyle, Holperin, Johnsrud, Seery, Bolle, Lorge, Schneider, Vanderperren, Fergus, Young, Medinger, Van Dreel and Hamilton, cosponsored by Senators Barrett, Burke, Rude, Adelman, Feingold and Van Sistine.

To committee on Health.

Assembly Bill 767

Relating to the private sewage system replacement and rehabilitation program, granting rule-making authority and making an appropriation.

By Representatives Volk, Schultz, Stower, Brancel, Holperin, Thompson, Ott, Zien, Van Gorden, Lehman, Turba, Brandemuehl, Baldus, Hamilton, Klusman, Gronemus, Radtke, Bolle, Musser, Johnsrud, Schneiders, Foti, Duff, Vanderperren, Lorge, Roberts, Robson, Lewis, Tregoning, Harsdorf and Hubler, cosponsored by Senators Roshell, Kreul, Rude, Leean and Farrow.

To committee on Environmental Resources and Utilities.

Assembly Bill 768

Relating to special distinguishing vehicle plates for emergency medical technicians and retired members of the U.S. army, navy, air force, coast guard and marine corps.

By Representatives Vanderperren, Van Gorden, Stower, Lorge, Porter, Robson, Baldus, Johnsrud and Moore, cosponsored by Senators Moen, Kreul, Buettner and Andrea.

To committee on Highways.

Assembly Bill 769

Relating to increasing the required number of days on which school districts must hold school each year.

By Representatives Bell, Young, Huelsman and Vergeront, cosponsored by Senators Czarnecki, Cowles and Davis.

To committee on Education.

Assembly Bill 770

An act relating to requiring the state superintendent of public instruction to develop a plan for consolidating school districts.

By Representatives Bell and Young.

To committee on Education.

Assembly Bill 771

Relating to requiring the approval of a school district before certain tax increments may be allocated to a city.

By Representatives Bell, Van Dreel and Schneiders, cosponsored by Senators Czarnecki and Ulichny.

To committee on Ways and Means.

Assembly Bill 772

Relating to referenda on the issuance of bonds and promissory notes by school districts.

By Representatives Harsdorf, Volk, Brandemuehl, Wineke, Lewis, Brancel, Hamilton, Prosser, Lehman,

Zeuske, Huelsman and Coleman, cosponsored by Senators Chilsen, Jauch, Buettner, Davis and Lorman.

To committee on Education.

Assembly Bill 773

Relating to the Minnesota-Wisconsin student reciprocity agreement.

By Representatives Medinger, Harsdorf, Prosser, Johnsrud, Boyle, Lahn, Rohan, Radtke, Gruszynski, Panzer, Schneider, Gronemus, Van Gorden, S. Coggs, Tregoning, Deininger, Zeuske, Zien, Brancel, Goetsch, Schultz, Brandemuehl, Ott, Underheim, Williams and Hubler, cosponsored by Senators Jauch, Rude, Roshell, Moen, Kreul, Cowles, Stitt, Andrea, Buettner, Lorman and Feingold, by request of Higher Educational Aids Board.

To committee on Colleges and Universities.

Assembly Bill 774

Relating to grants for railroad facilities acquisition and railroad rehabilitation and making an appropriation.

By Representatives Deininger, Barca, Brandemuehl, Young, Tregoning, Schultz, Roberts, Ourada, Moore, Schmidt, Duff, Musser, Van Dreel and Lorge, cosponsored by Senators Rude, Weeden and Kreul.

To committee on Transportation.

Assembly Bill 775

Relating to special distinguishing registration plates for first responders.

By Representatives Stower, Vanderperren, Van Gorden, Lorge, Lewis, Schultz, Bolle, Baldus, Boyle and Gronemus, cosponsored by Senators Moen, Lasee and Buettner.

To committee on Highways.

Assembly Bill 776

Relating to grants to school districts for science, mathematics and technology education and making an appropriation.

By Representatives Young, Notestein, Rohan, M. Coggs, Ladwig, Lewis, Lorge, Musser, Rosenzweig, Zweck and Bock, cosponsored by Senators Roshell, Te Winkle, Burke and Leean.

To committee on Education.

Assembly Bill 777

Relating to notice to property owners and prospective property buyers of potential tax liabilities for delinquent sewerage service charges owed by certain municipalities.

By Representatives Bock, Bell, M. Coggs, Fortis, Grobschmidt, Krug, Krusick, Kunicki, Moore, Notestein, R. Potter and Seery, cosponsored by Senators Czarnecki, Plewa and Burke.

To committee on Urban and Local Affairs.

Assembly Bill 778

Relating to immunity for physicians who assist athletic participants.

By Representatives Black, Stower, Bock, Wineke, Loucks, Zweck, R. Potter, Hasenohrl, Musser, Baldus,

Hamilton, Johnsrud, Van Dreel, Barca, Boyle, Lorge, Ladwig, Deininger, Vergeront, Brandemuehl, Walling, Zeuske, Vanderperren, Robson, Rohan, Urban Bolle and Harsdorf, cosponsored by Senators Helbach, Kreul, Weeden, Lcean, Cowles, Buettner, Rude and Lorman.

To committee on Financial Institutions and Insurance.

COMMITTEE REPORTS

The committee on Children and Human Services reports and recommends:

Assembly Bill 503

An act relating to requiring the department of public instruction to study educational programming in secured correctional facilities and child caring institutions.

Passage: Ayes: (9) Noes: (1)
To committee on Rules.

Assembly Bill 515

Relating to license sanctions for day care providers, parental access to licensed and certified day care facilities, creating a child care resource and referral service grant program and making an appropriation.

Adoption of assembly amendment 1:
Ayes: (10) Noes: (0)

Passage: Ayes: (10) Noes: (0)
To Joint Committee on Finance.

Assembly Bill 539

Relating to the creation of a developmental disabilities service coordination system, establishing a reporting system and state planning requirement for developmental disabilities services, specifying a fixed point of information and referral for developmental disabilities services and granting rule-making authority.

Adoption of assembly amendment 1:
Ayes: (8) Noes: (3)

Passage: Ayes: (7) Noes: (4)
To committee on Rules.

Assembly Bill 622

Relating to child abuse and neglect reporting requirements.

Passage: Ayes: (11) Noes: (0)
To committee on Rules.

REBECCA YOUNG
Chairperson

The committee on Criminal Justice and Public Safety reports and recommends:

Assembly Bill 246

Relating to the penalties imposed on owners of dogs that cause injury or damage.

Adoption of assembly amendment 1:
Ayes: (12) Noes: (0)

Passage: Ayes: (12) Noes: (0)
To committee on Rules.

Assembly Bill 254

Relating to motor vehicle accidents and providing penalties.

Adoption of assembly amendment 1:
Ayes: (8) Noes: (4)

Passage: Ayes: (12) Noes: (0)
To committee on Rules.

WAYNE WOOD
Chairperson

The committee on Education reports and recommends:

Assembly Bill 519

Relating to federal aid received by the department of public instruction for the education of handicapped children.

Adoption of assembly substitute amendment 1:
Ayes: (17) Noes: (0)

Passage: Ayes: (17) Noes: (0)
To Joint Committee on Finance.

Assembly Bill 693

Relating to aid for school breakfast programs and making an appropriation.

Adoption of assembly substitute amendment 1:
Ayes: (17) Noes: (0)

Passage: Ayes: (14) Noes: (3)
To Joint Committee on Finance.

Assembly Bill 730

Relating to various changes to the statutes pertaining to public library systems.

Passage: Ayes: (17) Noes: (0)
To committee on Rules.

Senate Bill 142

Relating to prohibiting the use of tobacco products on school premises.

Adoption of assembly amendment 1:
Ayes: (11) Noes: (6)

Concurrence: Ayes: (14) Noes: (3)
To committee on Rules.

CALVIN POTTER
Chairperson

The Joint Survey Committee on Retirement Systems reports and recommends:

Assembly Bill 413

Relating to classifying paramedics and ambulance attendants as protective occupation participants for the purposes of the Wisconsin retirement system.

Adoption of report contingent upon adoption of assembly substitute amendment 3:

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Ayes: (9) Noes: (0)

To committee on Tourism, Recreation and Government Operations.

Assembly Bill 526

Relating to retirement reciprocity and granting rule-making authority.

Adoption of report contingent upon adoption of assembly amendment 1:

Ayes: (6) Noes: (3)

To committee on Tourism, Recreation and Government Operations.

Assembly Bill 534

Relating to the time for filing appeals of certain determinations made by the department of employe trust funds and the time allowed for an annuitant under the Wisconsin retirement system to change his or her choice of annuity options (suggested as remedial legislation by the department of employe trust funds).

Adoption of report contingent upon adoption of assembly substitute amendment 3:

Ayes: (6) Noes: (3)

To committee on Tourism, Recreation and Government Operations.

RICHARD GROBSCHMIDT
Assembly Chairperson

The committee on Tourism, Recreation and Government Operations reports and recommends:

Assembly Bill 349

Relating to state reimbursement for certain funeral and burial expenses.

Passage: Ayes: (12) Noes: (0)

To Joint Committee on Finance.

Assembly Bill 522

Relating to allowing state employes, and certain local government employes, who are eligible for a disability annuity to avoid delay of the start of the annuity by converting accumulated unused sick leave to credits for the payment of health insurance premiums.

Passage: Ayes: (12) Noes: (0)

To committee on Rules.

LARY SWOBODA
Chairperson

The committee on Urban Education reports and recommends:

Assembly Bill 681

Relating to evaluations of preschool to grade 5 programs.

Adoption of assembly amendment 1:

Ayes: (12) Noes: (0)

Passage: Ayes: (9) Noes: (3)

To committee on Rules.

BARBARA NOTESTEIN
Chairperson

The committee on Ways and Means reports and recommends:

Assembly Bill 609

Relating to referenda on the issuance of bonds by school districts.

Adoption of assembly substitute amendment 1:

Ayes: (15) Noes: (2)

Passage: Ayes: (16) Noes: (1)

To committee on Rules.

Assembly Bill 720

Relating to the distribution of lottery proceeds.

Adoption of assembly substitute amendment 1:

Ayes: (11) Noes: (6)

Passage: Ayes: (12) Noes: (5)

To Joint Committee on Finance.

JOSEPH WINEKE
Chairperson

COMMUNICATIONS

December 28, 1989

Dear Speaker Loftus:

My current committee assignments include: Vice-Chair of Urban Education, Vice-Chair of Colleges and Universities, member of Urban and Local Affairs, Highways and Small Business, Employment and Training.

I would like to resign from the Assembly committee on Small Business, Employment and Training to focus my energies in areas of which I have a stronger interest.

Therefore, I respectfully request that you accept this letter as my resignation from the Small Business, Employment and Training committee.

Sincerely,
KIMBERLY M. PLACHE
State Representative

January 3, 1990

Representative Rosemary Potter
Room 118 West, State Capitol
Madison, WI 53702

Dear Rosemary,

This is to notify you of your appointment as a member of the Assembly Health Committee, filling the vacancy left

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by the resignation of Representative Barrett. This appointment is effective immediately.

Sincerely,
TOM LOFTUS
Speaker

January 3, 1990

Honorable Thomas Loftus, Speaker
Wisconsin Assembly
Room 211 West, State Capitol
Madison, WI 53702

Mr. Speaker:

This letter is to inform you that I am resigning the office of Representative to the assembly, 10th Assembly District to which I was elected in November 1988.

My resignation is effective at the close of the day on January 12, 1990.

Sincerely,
BETTY JO NELSEN
State Representative
10th Assembly District

December 19, 1989

To Thomas Melvin, Assembly Chief Clerk.

Attached is the report, prepared by the Department of Health and Social Services, regarding expenditures under Wisconsin Act 6 as required by the Act. I understand that you will distribute the report to Legislative members, as appropriate.

Please let me know if you need more information.

Sincerely,
PATRICIA A. GOODRICH
Secretary

December 14, 1989

Thomas Melvin
Assembly Chief Clerk
Room 8 West, State Capitol
Madison, WI 53702

Dear Mr. Melvin

Attached to this letter is the 1990 Department of Natural Resources Annual Finance Plan for the Clean Water Fund. The preparation, submission and approval by the Building Commission of the 1990 Annual Finance Plan is required under s. 144,241(4)(a), Stats. before the Department of Natural Resources can enter into loan agreements with municipalities for the construction of wastewater treatment facilities. The 1989-1991 Biennial

Budget required the submission of the 1990 Annual Finance Plan on December 1, 1989. After submission, the Building Commission is required under s. 13.48(26), Stats. to review, approve or disapprove the Annual Finance Plan and inform the Department of Natural Resources of its actions or recommendations. The existing statute authorizes the award of loan assistance no earlier than April 1, 1990. We believe that municipalities are anticipating that Clean Water Fund loan assistance will be available shortly after April 1, 1990, so the Department respectfully requests action on the Annual Finance Plan as soon as possible.

The Annual Finance Plan has been prepared to support the administration of the Clean Water Fund which provides financial assistance to municipalities that are required to construct new wastewater facilities needed to protect the surface and groundwaters in Wisconsin. The State's new clean water Fund Revolving Loan program is intended to encourage communities to undertake needed construction in a time frame that is in the best interests of the environmental resources to be protected.

There are two aspects of the 1990 Annual Finance Plan which we would like to highlight:

1. Leveraging: The Department of Natural Resources will work to have legislation introduced and enacted as soon as possible to authorize a leveraged loan program. A leveraged loan program will address Wisconsin's wastewater needs at the lowest cost to state citizens.

2. Interest Rate Recommendations: For the 1989-1991 Biennium, the Department is recommending that interest rates for post transition projects be set at 50% of the market interest rate for Compliance Maintenance projects and New and Changed Limits projects, 62.5% of the market interest rate for Unsewered projects and 100% of the market interest rate for projects correcting effluent violations. This recommendation does not apply to "Transition" projects that were eligible for the Wisconsin Fund but did not have high enough priority to qualify for a grant. By statute, transition projects are funded at an interest rate of 3.5%.

The Department of Natural Resources anticipates that legislative changes to the Clean Water Fund Program will be introduced in the January session. The attached Annual Finance Plan satisfies the notification and approval requirements contained in existing law. Department staff will keep you informed of legislative changes that may be enacted, especially with respect to financial concerns in proposed legislation.

If questions arise over the assumptions that were used to complete this report, please contact Paulette Harder at 266-0836.

Sincerely,
C. D. BESADNY
Secretary